

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 46

Introduced By: Hudkins, 21;
Read first time: January 4, 2007
Committee: Agriculture

A BILL

1 FOR AN ACT relating to alcoholic liquor; to amend section 53-304,
2 Reissue Revised Statutes of Nebraska; to require payments by
3 grape producers as prescribed; and to repeal the original
4 section.

5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 53-304, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 53-304. Each Nebraska winery shall pay to the Nebraska
4 Liquor Control Commission twenty dollars for every one hundred sixty
5 gallons of juice produced or received by its facility. Each Nebraska
6 grape producer shall pay to the Department of Revenue twenty dollars
7 per ton of grapes sold. Gifts, grants, or bequests may be received
8 for the support of the Nebraska Grape and Winery Board. Funds paid
9 pursuant to the ~~charge~~ charges imposed by this section and funds
10 received from gifts, grants, or bequests shall be remitted to the
11 State Treasurer for credit to the Winery and Grape Producers
12 Promotional Fund which is hereby created. For administrative purposes,
13 the fund shall be located in the Department of Agriculture. All
14 revenue credited to the fund shall be used by the department, at the
15 direction of and in cooperation with the board, to develop and
16 maintain programs for the research and advancement of the growing,
17 selling, marketing, and promotion of grapes, fruits, berries, honey,
18 and other agricultural products and their byproducts grown and
19 produced in Nebraska for use in the wine industry. Such expenditures
20 may include, but are not limited to, all necessary funding for the
21 employment of experts in the fields of viticulture and enology, as
22 deemed necessary by the board, and programs aimed at improving the
23 promotion of all varieties of wines, grapes, fruits, berries, honey,
24 and other agricultural products and their byproducts grown and
25 produced in Nebraska for use in the wine industry.

26 Funds credited to the fund shall be used for no other
27 purposes than those stated in this section. Any funds not expended

1 during a fiscal year may be maintained in the fund for distribution or
2 expenditure during subsequent fiscal years. Any money in the fund
3 available for investment shall be invested by the state investment
4 officer pursuant to the Nebraska Capital Expansion Act and the
5 Nebraska State Funds Investment Act.

6 Sec. 2. Original section 53-304, Reissue Revised Statutes of
7 Nebraska, is repealed.